

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHALMERS A. SIMPSON	:	CIVIL ACTION
	:	
v.	:	
	:	
THE HONORABLE JUDGE ANTHONY A.	:	
SARCIONE, ET AL.	:	NO. 10-903

ORDER

AND NOW, this 13th day of September, 2010, upon careful and independent consideration of the Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2241 (Docket No. 1), and after review of the Report and Recommendation of United States Magistrate Judge Timothy R. Rice, **IT IS HEREBY ORDERED** as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**.
2. The Petition for Writ of Habeas Corpus is **DISMISSED WITHOUT PREJUDICE**.
3. There is no basis for the issuance of a certificate of appealability.
4. The Clerk shall **CLOSE** this case statistically.

BY THE COURT:

/s/ John R. Padova

John R. Padova, J.